

FITZPATRICK, CELLA, HARPER & SCINTO

650 Town Center Drive
Suite 1600
Costa Mesa, California 92626-7130
(714)540-8700

**RECEIVED
CENTRAL FAX CENTER**

Facsimile:(714)540-9823

OCT 16 2007

FACSIMILE COVER SHEET

TO: Examiner Bradley L. Sisson
U. S. Patent & Trademark Office
Group Art Unit 1634

FROM: Damond E. Vadnais, Reg. No. 52,310

RE: U.S. Application No. 10/770,458
Atty. Docket No.: 03500.017889.

FAX NO.: (571) 273-8300

DATE: October 16, 2007

NO. OF PAGES: 3
(including cover page)

TIME: 5:10 P.M.

SENT BY: LS

MESSAGE

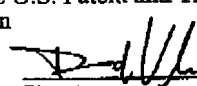
Attachment:

Request for Withdrawal of Advisory Action and Statement of Substance of Interview

Certificate of Transmission

I hereby certify that this correspondence is being transmitted
via facsimile to the U.S. Patent and Trademark Office at
(571) 273-8300, on

October 16, 2007
Date


Signature

Damond E. Vadnais, Reg. No. 52,310
Name of Attorney for Applicant

Note: We are transmitting from a Canon Model FAX-L770
(compatible with any Group I, Group II or Group III machine).

THIS FACSIMILE MESSAGE AND ACCOMPANYING DOCUMENTS ARE INTENDED ONLY FOR THE USE OF THE ADDRESSEE INDICATED ABOVE. INFORMATION THAT IS PRIVILEGED OR OTHERWISE CONFIDENTIAL MAY BE CONTAINED THEREIN. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, REVIEW OR USE OF THIS MESSAGE, DOCUMENTS OR INFORMATION CONTAINED THEREIN IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE OR FACSIMILE AND MAIL THE ORIGINAL TO US AT THE ABOVE ADDRESS. THANK YOU.

OCT 16 2007

PATENT APPLICATION

03500.017889.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
YOSHIKATSU OKADA) Examiner: Bradley L. Sisson
Application No.: 10/770,458) Group Art Unit: 1634
Filed: February 4, 2004)
For: METHOD OF PRODUCING)
PROBE MEDIUM AND METHOD :
OF IMMOBILIZING PROBE)
USING PROBE MEDIUM : October 16, 2007

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR WITHDRAWAL OF ADVISORY ACTION
AND
STATEMENT OF SUBSTANCE OF INTERVIEW

Sir:

Applicants wish to thank the Examiner for the courtesies extended to
Applicant's undersigned representative during a telephone interview conducted on
September 27, 2007.

Certificate of Transmission

I hereby certify that this correspondence is being transmitted
via facsimile to the U.S. Patent and Trademark Office at
(571) 273-8300, on

October 16, 2007

Date

Signature

Damond E. Vadnais, Reg. No. 52,310
Name of Attorney for Applicant

As discussed during the interview, the Advisory Action mailed August 21, 2007 is improper, since the Examiner agreed to withdraw finality in the June 20, 2007 Interview Summary. In addition, the Notice of Non-Compliant Amendment included with the Advisory Action is inconsistent with the Examiner's indication in the July 31, 2007 Interview Summary that he would be willing to examine the Group II claims.

During the interview, the Examiner agreed to withdraw the Advisory Action and the Notice of Non-Compliant Amendment. Further, the Examiner agreed to enter the July 16, 2007 Amendment, and to issue an Office Action on the merits. Such action is respectfully requested.

In view of the foregoing, no extensions of time are believed to be necessary.

Applicant's undersigned attorney may be reached in our Costa Mesa, California office by telephone at (714) 540-8700. All correspondence should be directed to our address given below.

Respectfully submitted,



Damond E. Vadnais
Attorney for Applicant
Registration No. 52,310

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3800
Facsimile: (212) 218-2200

FCHS_WS 1825919v1